

FILED

OCT 13 2005

**RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

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Counsel for Defendant DAVIS

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

RAYNARD DAVIS,

Defendant.

No. CR-05-0065 MHP

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE SENTENCING**

Having entered a guilty plea to unlawful possession of a firearm in violation of 18 U.S.C. § 922(g)(1), defendant Raynard Davis is scheduled to be sentenced by this Court on October 17, 2005.


Government counsel has requested additional time to prepare a sentencing recommendation. Mr. Davis wishes additional time to demonstrate to the government and the Court that a lenient sentencing recommendation is warranted. He is out of custody, in compliance with the conditions of his release, and working full-time doing demolition work in connection with the retrofit of the Bay Bridge.

Accordingly, the parties agree and stipulate that the sentencing shall be continued to November 21, 2005 at 9:00 AM, or a future date to be set by the Court. Probation Officer

1 Kenneth Gibson has been informed of the requested continuance and is available on November
2 21, 2005.

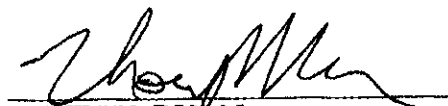
3 IT IS SO STIPULATED.

4 Dated: 10/11/05


BARRY J. PORTMAN
Federal Public Defender
JOSH COHEN
Assistant Federal Public Defender

7 Dated:

10/11/05



KEVIN V. RYAN
United States Attorney
THOMAS MAZZUCCO
Assistant United States Attorney

11 Accordingly, and for good cause shown, the sentencing hearing scheduled for September
12 12, 2005 is hereby continued until November 21, 2005 at 9:00 AM.

13 IT IS SO ORDERED.

14 Dated:

10/12/05


MARILYN HALL PATEL
UNITED STATES DISTRICT JUDGE